

THE GEORGE WASHINGTON UNIVERSITY
Washington, DC

MINUTES OF A REGULAR MEETING
OF THE FACULTY SENATE HELD ON
APRIL 8, 1994, IN LISNER HALL
ROOM 603

The meeting was called to order by President Trachtenberg at 2:20 p.m.

Present: President Trachtenberg, Vice President French, Parliamentarian Schechter, Boswell, Brewer, Captain, Carson, Cohn, Divita, East, Elgart, Englander, Gupta, Harrington, Johnston, ~~Kirsch~~, *Keimowitz*, Miller, Pelzman, Robinson, Schiff, Seavey, Silber, Smith, Vontress, and Wallace

Absent: Registrar Gaglione, Fowler, Friedenthal, Frieder, Goulard, Holmes, ~~Keimowitz~~, Mahmood, Mitchell, Park and Salamon

APPROVAL OF MINUTES

The minutes of the regular meeting of March 11, 1994, were approved as distributed.

RESOLUTIONS

I. RESOLUTION 93/7, "A RESOLUTION TO CHANGE THE NAME AND SCOPE OF THE STANDING SENATE COMMITTEE ON ADMISSIONS POLICY AND STUDENT FINANCIAL AID"

On behalf of the Committee on Admissions Policy and Student Financial Aid, Professor Carson, Chair, moved the adoption of Resolution 93/7, and the motion was seconded. He said that the intent of the resolution was to change the name and breadth of the Committee to correspond with the issues and people it dealt with in matters of admissions policy, financial aid, and enrollment, all of which were interrelated. The question was called, and Resolution 93/7 was adopted unanimously. (Resolution 93/7 is attached.)

II. RESOLUTION 93/8, "A RESOLUTION ON THE FACULTY SENATE'S SUPPORT FOR THE GWU GREEN MODEL UNIVERSITY TASK FORCE"

On behalf of the Committee on Physical Facilities, Professor Englander, Chair, moved the adoption of Resolution 93/8, and the motion was seconded. Professor Englander said that the Task Force was working very diligently to make the University a Green Model University. This resolution, he said, would show Senate support

for the work of the Task Force that would include exploring ways in which the University can make itself green by developing the University's sensitivity in the areas of teaching, research, campus infrastructure, and community relationships. He said that the resolution encourages the Task Force to keep the Senate informed of its plans and progress. A discussion followed by Professors Gupta, Robinson, and Englander. The question was called, and Resolution 93/8 was adopted unanimously. (Resolution 93/8 is attached.)

III. RESOLUTION 93/9, "A RESOLUTION ON THE PROCESS OF HANDLING ADMINISTRATIVE NONCONCURRENCES WITH FACULTY PERSONNEL RECOMMENDATIONS"

Professor Robinson, Chair of the Executive Committee, yielded the floor to Professor Pelzman, member of the Executive Committee. Professor Pelzman, on behalf of the Executive Committee, explained that there were two documents in front of the Senators. The first, was the last draft document representing a compromise agreement that was worked out by the special faculty/administration Ad Hoc Committee. The second, was an Executive Committee Resolution 93/9. Given the fact that the Ad Hoc Committee of faculty and administrators had spent a great deal of time developing this compromise agreement and given the fact that in the final meeting of this group the principal anchor behind the compromise agreement was placed into question, the Executive Committee believed that a resolution reconfirming the view of the Faculty Senate expressed at its special March 25th meeting was in order. The intent of Resolution 93/9, therefore, was to reconfirm the sense of the Faculty Senate as expressed at its Special Meeting of March 25, 1994, that the handling of administrative nonconcurrences shall be a post-administration review and shall be final. Professor Pelzman, on behalf of the Executive Committee, then moved the adoption of Resolution 93/9, and the motion was seconded.

Professor Kirsch pointed out that there were two areas that the Senate did not address at its Special Meeting of March 25th, i.e., extreme financial problems or programmatic needs. In those two situations, Professor Kirsch said that he thought the President should indeed be part of the final decision-making, and he assumed that that would be acceptable as background for the resolution. Professor Robinson said that those two areas, extraordinary financial exigency or termination of an academic program, were included in the proposal that had been worked out by the Ad Hoc Committee of faculty and administrators and had been distributed to the Senate. The items to which Professor Kirsch was referring were already in this document on page 2 at the end of the last paragraph. Vice President French noted that if there is a demonstrated change in programmatic needs, the Faculty Code permits that to be a factor for consideration at the time of awarding tenure. Professor Silber asked the President if he could recuse himself from the Chair in order to give the Senate his reasons for

rejecting the proposal.

After turning the Chair over to Vice President French, the President said that he found much of the proposal acceptable but that he was troubled by some of the specific language that functionally turned the President of the University from the Chief Academic Officer of the institution into a "postman." The notion that a Review Committee would transmit a decision to the President, who would then have no function except to pass it on to the Board of Trustees for approval, was insulting to the President of the University, to the Office of the President, and to the faculty of the institution. He said that his sense was that the President needed to play a substantial role in the decision. Having been invited to the April 7th meeting of the Ad Hoc Committee, the President said it seemed to him that from the discussions the Committee appeared to be developing language that both sides could live with, and he left that meeting feeling optimistic that if subsequent meetings and negotiations were continued that something positive could result. He therefore contacted the Chairman of the Board to ask for an extension of the April 15th deadline. The Chairman, Mr. Carr, indicated that an extension was plausible, but voiced his concern that the issue be resolved as soon as possible before next year's nonconcurrences might arise, if any were to arise.

Vice President French, having turned the Chair back to the President, said that he thought that things had been accelerated in the last ten days in part because the parties were working against the April 15th deadline in a conscientious effort to meet that date. He said his own sense was that at the Ad Hoc Committee's last meeting on April 7th, he thought it necessary to bring in the President for the first time in order to have his thinking stated directly and not mediated through the Academic Vice President or the deans. Vice President French said he too left that final meeting with the sense that, if the parties kept working at it, they would find a way to articulate a process that would meet the interests expressed by the Senate and those expressed by the President, and he thought it premature to have this kind of final statement in bold letters at the conclusion of a week in which there had been so much discussion back and forth. Vice President French said that, given the extension of the deadline by the Board, it seemed to him that we would have a better chance of a constructive outcome if the Senate would continue to entrust to its negotiators participation in discussions of this issue, as he had not given up hope of arriving at something that would protect the best interests of the University and reflect the concerns of the Senate and the administration.

Professor Pelzman said that when this matter was discussed by the faculty in their individual schools, it was the consensus of the faculty that whatever process was developed, it would have to

be a post-administration and final review. That was the fundamental anchor which was taken as a given also by the participants in the group negotiating a compromise agreement. In every draft document that was prepared and ultimately passed through the Executive Committee, that fundamental anchor never changed until the last meeting of the Ad Hoc Committee on April 7th, when it was put into question. Professor Pelzman stressed that Resolution 93/9 did nothing more than reconfirm that fundamental anchor which preserves the status-quo ante position, i.e., that the review process shall be a post-administration review and shall be final.

Professor Cohn, a member of the Ad Hoc Committee, said that his impression was much like that expressed by the President and Vice President French that the Ad Hoc Committee had made a lot of progress toward arriving at a process that incorporated these basic ideas. He said he was looking forward to the next meeting to try to resolve the remaining problems. Unless he was mistaken, Professor Cohn said that he thought the President had, in essence, agreed to a review process in which the President would participate at an earlier stage with the Academic Vice President and if that did not result in a removal of the nonconcurrence, then it would be sent to a Review Committee, and only then could the President override the Committee's decision because of extraordinary financial exigency or termination of a program. President Trachtenberg replied that that was his recollection also. He said that there has to be a way for the President to articulate his concern, and the notion that somehow the President of the University ought to be obliged to send forward to the Board of Trustees a recommendation for tenure of a faculty member where he, himself, did not believe that that person ought to be tenured seemed to be unsound. President Trachtenberg said that what he objected to was the notion that he was somehow hostile to the academic life of the institution or that he ought not participate in the academic concerns of the institution, and that involvement by the President was to be discouraged. He thought that notion to be bizarre since he has devoted most of his life to academic work.

Professor Captain said that, based upon what Professor Cohn and the President said, it seemed to her that the President's position in the entire review process was a rather fluid one where the President could come in at some point in the process. The President replied that he would not get into the process until the recommendation had been referred to him. Where there was an affirmative recommendation, there was no problem. But where there was a nonconcurrence, the decision of the Review Committee would be sent to the President whose only "choice" under the arrangement being negotiated was then to pass that decision on to the Board of Trustees without comment. That is not a choice. President Trachtenberg said he thought that if a recommendation came to him which he did not feel comfortable submitting to the Board of

Trustees, the President ought to be able to send it back to the Review Committee and ask for a reconsideration of its recommendation for reasons that the President would submit with the request for reconsideration. After such reconsideration, the Review Committee could either sustain its original recommendation or change its recommendation, but either way, the President would then send the recommendation forward to the Board. This process, he said, would be a participatory one in which the President would function as the Chief Academic Officer and not merely as a messenger.

Professor Kirsch, noting that there had been an extension of the Board's April 15th deadline, moved to table the resolution until the next Senate meeting, and the motion was seconded. The Parliamentarian explained that the motion to table was not debatable and was only in order when there was other business of an emergency nature that required immediate attention.

Professor Kirsch withdrew his motion to table the resolution, and the seconder agreed. Professor Kirsch then moved to postpone the resolution until the last possible day on which the sitting Senate could have a Special Meeting, and the motion was seconded.

Professor Johnston said it seemed to him that what the Senate needed to discuss was whether the faculty thought there was anything more to be gained by further negotiations. He said that, after four meetings of the Ad Hoc Committee, he thought the negotiators had developed a process that was agreeable to both sides, but then the President came in and pulled out one of the major props. He said it was very hard to recreate an atmosphere of negotiation at this point when concessions had already been made to preserve that major prop. Professor Johnston said that, since meeting the April 15th deadline was no longer a factor, the matter should be submitted to the Professional Ethics and Academic Freedom Committee, because if the President has a right to remand, then the Review Committee was no longer an independent panel.

Professor Schiff asked if the Executive Committee thought there was a chance that a more amicable end result could be achieved by postponing action on the resolution, and Professor Robinson responded that the RESOLVING clause in the resolution simply confirmed what the Senate agreed to at its Special Meeting of March 25th. Unless that particular view was no longer valid and the premise upon which her colleagues worked out this document was wrong, she was a bit puzzled at the hesitation of the Senate to reconfirm its previously firm stance. Professor Schiff said that part of the problem, he thought, was the Third WHEREAS clause which did not seem pertinent to the resolution.

Professor Gupta said that he did not think that the resolution would foreclose the possibility of the President's remanding the

decision of the Review Committee for its reconsideration. Once the Review Committee reconsidered its recommendation, it would be sent back to the President who would be obliged to send it on to the Board of Trustees. Professor Pelzman replied that it was the Executive Committee's belief that the basic anchor -- the post-administration review -- reflected the sense of the Senate at its March 25th Special Meeting. If that anchor is to be removed, he said the Senate would, in effect, be accepting a revision of the Faculty Code which would be detrimental to the faculty. President Trachtenberg said that if he retained the right of remand and sent the Review Committee's recommendation back to it for reconsideration, if, after a second review, the Review Committee sustained its original recommendation, he would accede to that decision with an explanation.

Further discussion followed by Professors Pelzman, Carson, Robinson, Vice President French, and President Trachtenberg.

Professor Robinson asked that the floor be yielded to Professor Griffith, a non-member, and the Chair recognized Professor Griffith.

Professor Griffith said in his view there was room for negotiation on the role of the President in a new appeals process, because it was not clear that the President was entirely muted under the current procedure. Although the Faculty Code requires that the recommendation of the Executive Committee with respect to an unresolved nonconcurrence be sent directly to the Board through the President, it was never clear that the President could not advise the Board as to how it should respond. Hence the alleged "passive role of the President" would not justify revoking the current procedure. This was simply a constitutional crisis provoked by the administration's refusal to withdraw two nonconcurrences so as to send them to the Board, put the Board in the middle, and then get the Board out of the process. Since under the existing process the President could influence the Board's response without the possibility of a faculty rejoinder, a one-time presidential remand for reconsideration by a faculty panel could be an improvement. Professor Griffith also observed, however, that if negotiations were to continue on this issue, he thought the Senate would be wise to insist that the President negotiate on his own behalf because it was very frustrating to have a month of negotiations and then to have the negotiations change at the last hour. Professor Griffith then thanked Professor Robinson for her courtesy in yielding the floor to him.

Professor Johnston said that he thought the sense of the faculty was that they wanted a Review Committee that was truly independent, as it would be substituting for the Board of Trustees, but if the Senate was now hesitant about passing the resolution, then he wondered what the faculty representatives of the Ad Hoc

Committee could negotiate at further meetings.

Further discussion followed by Professors Englander, Johnston, Vice President French, and President Trachtenberg.

Professor Englander asked the President if he would attend a follow-up meeting of the Ad Hoc Committee as suggested by Professor Griffith. The President indicated that he would do so. Vice President French then suggested that a Special Meeting of the sitting Senate might be scheduled two hours prior to the regular meeting of the new Senate on May 5th to consider a Resolution that would summarize an articulated resolution of the issue. Professor Captain asked Vice President French if the Senate should assume then that the Ad Hoc Committee will have met before May 5th to continue its negotiations, and Vice President French replied that, if the Ad Hoc Committee's work did not come to a constructive outcome, there would be no point in having a Special Meeting of the sitting Senate on May 5th.

Professor Silber said that he thought the President does care about everything that was connected with the University, but because his authority was spread over such a wide domain it did not allow the President to be involved in something as complicated as personnel decisions concerning promotions and tenure. Professor Silber said it seemed to him that it was not appropriate for a President of a University to inject herself/himself into these matters unless there was an overriding, compelling University-wide issue, and he urged the Senate not to delay this matter further and to reaffirm the provisions of the original document. The President replied that he appreciated Professor Silber's statement that the President ought to be taking a larger view, but it was precisely because of that larger view, which perhaps no one who had not served as a university president could fully appreciate, that he was advocating his position.

Further discussion followed by Professors Johnston, Pelzman, Gupta, Boswell, Englander, Vice President French, and President Trachtenberg.

Professor Boswell said that he thought it would be unfortunate to postpone the resolution because it would appear that the Senate was backing off from the directions from which the Ad Hoc Committee faculty originally negotiated.

Professor Kirsch then withdrew his motion to postpone the resolution, and the seconder agreed.

Professor Seavey then moved to amend the resolution by adding the following language to the RESOLVING clause:

*Correction made
and approved at
the May 5, 1994
Senate meeting.*

"That negotiations continue with the aim of arriving at a mutually acceptable compromise by all parties," *consistent with this resolution.*"

The motion was seconded. The question was called, and the amendment was adopted.

Professor Gupta moved that the Third WHEREAS clause be struck and the motion was seconded. Professors Robinson and Pelzman accepted the amendment on behalf of the Executive Committee.

The President then recognized Dean East who said he was impressed by the negotiations that have been going on during the Senate discussion under the guise of discussing the postponement of this issue. He said he would like to ask the Senate if the idea of a process of one-round remanding and back to the President, and then on to the Board of Trustees would be totally ruled out by the resolution before the Senate. Dean East said he thought that this was a critical point in determining whether there was clarity on the basis for continuing negotiations. Professor Johnston said he thought Dean East's point was a good one. As a member of the negotiating team, Professor Johnston said he really ought to have a sense of the faculty on how they feel about the remand and whether they thought it was really final. Without some directions from the faculty, he said he did not have the slightest idea what to negotiate.

Professor Robinson pointed out that she too would like to be directed by the faculty because the one clear signal the Senate gave was that it wanted the process to end at a particular point. She said it was very important that the Senate give the Executive Committee some kind of guidance because it didn't want to be in the position of misrepresenting the faculty.

Professor Brewer asked the President if he would find one remand acceptable, and the President replied that he was willing to accede to one remand, but he was not willing to accede to being put in a position where his function would be only symbolic. He said that he believed that he was giving up a great deal by not having the final decision, and he regarded the one remand as crucial to this matter. He said this was a minimal condition.

As a point of clarification, Professor Englander asked the President if he was willing to agree to one remand, "yes" or "no," and the President replied "yes."

Professor Robinson asked if one remand by the President was acceptable to the Senate. Professor Boswell recommended that the Senate accept one remand by the President to avoid any animosity. The President asked if, under the terms of the resolution, the one remand was deemed appropriate. Professor Pelzman replied that the

one remand was open for negotiation, but was not part of the resolution. Professor Johnston said that if he, as a negotiator, were to agree to a remand, he would want to go back to square one and renegotiate some of the other terms of the nonconcurrence process.

Further discussion followed by Professors Englander, Gupta, Wallace, Pelzman, Robinson, Johnston, Harrington, Dean East, Vice President French, and President Trachtenberg.

The question was called on the original motion, as amended. Professor Harrington requested that the vote be taken by secret ballot. A secret vote was taken, with sixteen members present and voting, and Resolution 93/9, as amended, was adopted unanimously by a vote of 16-0. (Resolution 93/9, as amended, is attached.)

Professor Robinson asked if the Senate wished to schedule a Special Meeting on May 5th prior to the regular meeting of the new Senate, and the Senate indicated it would do so only if there was something to discuss. The Parliamentarian said that, since there was no postponement, the decision to schedule a Special Meeting was at the discretion of the Executive Committee. Vice President French suggested that the Senate might wish to set a date now so that people would know in advance. President Trachtenberg proposed that the Senate set the date of a Special Meeting for May 5th two hours prior to the regular Senate meeting, subject to cancellation.

INTRODUCTION OF RESOLUTIONS

President Trachtenberg said that he wished to introduce at this time a special resolution - "A Resolution of Appreciation" - to Professor Victor H. Cohn, who was retiring, for his distinguished service on the Faculty Senate, the Professional Ethics and Academic Freedom Committee, and the Dispute Resolution Committee. The President then read the Resolution of Appreciation and presented it to Professor Cohn who received a round of applause. Professor Cohn expressed his appreciation and thanks. He said that he has enjoyed working with his colleagues on the Faculty Senate and there will be some things he will miss, but he was looking forward to retirement with no regrets. (Resolution 93/10 is attached.)

GENERAL BUSINESSI. NOMINATION FOR ELECTION OF THE EXECUTIVE COMMITTEE FOR THE 1994-95 SESSION

On behalf of the Nominating Committee, Professor Cohn, Chair, moved the nomination for election of Professor Lilien F. Robinson (CCGSAS) as Chair of the Executive Committee for the 1994-95 Session. No nominations were made from the floor, and Professor Robinson was elected unanimously as Chair. Professor Cohn then moved the nominations for election of Professors John G. Boswell (SEHD), Mervyn L. Elgart (SMHS), Ernest J. Englander (SBPM), Robert J. Harrington (SEAS), Gerald P. Johnston (NLC), and Joseph Pelzman (ESIA) as the other six members. No nominations were made from the floor, and the nominees were elected unanimously.

II. NOMINATION FOR ELECTION OF FACULTY TO THE DISPUTE RESOLUTION COMMITTEE

On behalf of the Executive Committee, Professor Robinson moved the nominations for election of the following faculty to the Dispute Resolution Committee for three-year terms commencing May 1, 1994: Professors Kim J. Hartswick (CCGSAS), Mary Sidawy (SMHS), Roger H. Schechter (NCL), Paul M. Swiercz (SPBM), and Harry J. Yeide (CCGSAS). No nominations were made from the floor, and the nominees were elected unanimously. Professor Robinson then moved the re-election of Professor Roger E. Schechter (NLC) as Chair of the Dispute Resolution Committee for a one-year term, and Professor Schechter was elected unanimously.

III. NOMINATIONS FOR APPOINTMENT BY THE PRESIDENT TO ADMINISTRATIVE COMMITTEES

On behalf of the Executive Committee, Professor Robinson moved the nominations for appointment by the President to the following Administrative Committees: Judicial System: Clemmont E. Vontress (Chair), Charles M. Masner, Shahram Sarkani, Daniel Ullman, and Jarrett M. Wise; University Hearing Board: Michael J. Olding, Bonnie M. Sachs, Joseph A. Greenberg (alternate) and Muhammad I. Haque (alternate); Marvin Center Program Board: Irving J. Katz; Marvin Center Governing Board: Nancy D. Johnston, Dorothy A. Moore, Charles E. O'Rear, and Bradley W. Sabelli; Committee on Student Publications: Pardavi M. Horvath, Richard Hylton, W. Douglas Maurer, and Charles Puffenbarger. No additional nominations were made from the floor, and the nominees were elected unanimously.

IV. REPORT OF THE EXECUTIVE COMMITTEE

The report of the Executive Committee by Professor Robinson, Chair, is enclosed.

V. ANNUAL REPORTS OF SENATE STANDING COMMITTEES

No Annual Reports were received.


BRIEF STATEMENTS (AND QUESTIONS)

President Trachtenberg noted that this was Mickey East's last meeting with the Senate as a Dean. He noted that Dean East was going to be on sabbatical next year in New Zealand and would be returning as a Professor a year from now.

Professor Schiff said he thought it would be more than appropriate to thank Professor Lilien Robinson, Chair of the Executive Committee, for her strong and sensitive leadership. The Senate gave Professor Robinson a round of applause.

ADJOURNMENT

Upon motion made and seconded, President Trachtenberg adjourned the meeting at 4:28 p.m.

A handwritten signature in cursive script, reading "J. Matthew Gaglione".

J. Matthew Gaglione
Secretary

[Any inquiries about this resolution should be directed to Professor John H. Carson, Chair of Admissions Policy and Student Financial Aid 994-8246]

A RESOLUTION TO CHANGE THE NAME AND SCOPE OF THE STANDING SENATE COMMITTEE ON ADMISSIONS POLICY AND STUDENT FINANCIAL AID (93/7)

WHEREAS, the overall concern of an admissions policy and financial aid policy is to support the University in meeting its enrollment goals; and

WHEREAS, admissions policy, student financial aid, and enrollment are clearly interrelated and the University itself has consolidated these activities under the title of Enrollment Management; NOW THEREFORE

BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

- (1) That the mission of the Admissions Policy and Student Financial Aid Senate Standing committee be extended to examine issues of enrollment and enrollment management; and
- (2) That the committee's name be changed to the "Committee on Admissions Policy, Student Financial Aid, and Enrollment Management."

Committee on Admissions Policy and Student Financial Aid
March 24, 1994

Adopted April 8, 1994

[Any inquiries about this resolution should be directed to Professor Ernest J. Englander, Chair of Physical Facilities 994-8203]

A RESOLUTION ON THE FACULTY SENATE'S SUPPORT FOR THE GWU GREEN MODEL UNIVERSITY TASK FORCE (93/8)

WHEREAS, a number of interested faculty, students, staff, and administrators from across the University have voluntarily formed a Green Model University Task Force; and

WHEREAS, this Task Force is exploring options for increasing the University's environmental sensitivity in the areas of teaching, research, campus infrastructure, and community relationships; and

WHEREAS, the Task Force is committed to supporting options which when further developed and implemented will at least be cumulatively "budget-neutral;" NOW THEREFORE

BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

That the Faculty Senate declares its support for the efforts and activities of the Green Model University Task Force and encourages the Task Force to provide information to the Faculty Senate on its plans and progress.

Committee on Physical Facilities
March 4, 1994

Adopted April 8, 1994

[Any inquiries about this resolution should be directed to Professor Lilien F. Robinson, Chair, Executive Committee of the Faculty Senate 994-7094]

A RESOLUTION ON THE PROCESS OF HANDLING ADMINISTRATIVE NONCONCURRENCES WITH FACULTY PERSONNEL RECOMMENDATIONS (93/9)

WHEREAS, on February 10, 1994 the Board of Trustees of The George Washington University requested that the Vice President for Academic Affairs, the President of the University and the Faculty Senate develop an appropriate process for handling administrative nonconcurrences removing the trustees from participation in the nonconcurrences process;

WHEREAS, a joint committee composed of representatives of the faculty and of the administration has labored to arrive at a compromise solution, with final decisional authority to be vested in a body with representation of both faculty and administration;

~~**WHEREAS,** on April 7, 1994 the President indicated to the joint committee that a solution did not vest decisional authority in the President may be unacceptable; and~~

WHEREAS, the expressed consensus of the Faculty Senate at its March 25, 1994 meeting was that the process for handling administrative nonconcurrences be concluded with an independent and binding post-administration review;

NOW THEREFORE BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY:

That it reconfirms that any review process for handling administrative nonconcurrences shall be a post-administration review and shall be final; and

That negotiations continue with the aim of arriving at a mutually acceptable compromise by all parties consistent with this resolution.

Executive Committee of the Faculty Senate
April 8, 1994

Adopted, as amended, April 8, 1994

4/5/94

Draft produced by the Ad Hoc Committee of Faculty and Administrators (Professors Robinson, Johnston, Holmes, Cohn, Henig, Vice President French, Deans Friedenthal and Salamon) with modifications by the Executive Committee of the Faculty Senate.

New paragraph B.3 for Procedures for the Implementation of the
Faculty Code

3. Appointments and actions affecting renewal of appointments, promotion, tenure designation, and termination of service shall normally follow faculty recommendations. Departures from this standard shall be limited to those cases involving compelling reasons. Nonconcurring recommendations from a Dean accompanied by compelling reasons and documentation shall be sent by the Dean to the Executive Committee of the Faculty Senate through the Vice President for Academic Affairs.

The Executive Committee may seek additional information and advice and shall make recommendations to the department or program that originated the recommendation and to the Dean. If concurrence cannot be obtained after both parties have had opportunity for reconsideration in the light of the recommendations of the Executive Committee, the recommendation of the Dean, accompanied by the recommendation of the faculty and the report of the Executive Committee of its deliberations and recommendation shall be transmitted to the Vice President for Academic Affairs.

The Vice President for Academic Affairs shall review all pertinent materials related to faculty personnel recommendations and make a decision which is then transmitted to the appropriate parties.

If the decision of the Vice President is appealed by either the originating unit or a Dean, the President shall invoke the formation of a University Review Committee. The Review Committee will consist of five members. Two members will be selected by the University President, at least one of whom must be selected from a Faculty Panel elected by the faculties of the Schools as specified below. The University President may appoint one academic administrator who is not a member of the Faculty Panel as long as he or she possesses academic and professional qualifications that would warrant tenure in an appropriate unit of the University. Any such administrative appointee shall not be directly associated with the School in which the nonconcurrence has arisen. If the President appoints from outside the University, the Senate Executive Committee may then select a faculty member from outside the University; otherwise, the three members will be selected by the Senate Executive Committee from the Faculty Panel. Those appointees designated from the Faculty Panel, whether chosen by the President

or by the Senate Executive Committee, shall not be members of the department making the original recommendation.

The Faculty Panel consisting of fifteen tenured full Professors shall be elected to staggered three-year terms. Three members each shall be elected by the Medical School and Columbian College; two members each shall be elected by the Schools of Business and Public Management, Engineering and Applied Science, Education and Human Development, and the National Law Center; one member shall be elected by the Elliott School of International Affairs. All regular, active-status, full-time faculty members shall be eligible to vote in these elections.

The Review Committee shall make its determination on the basis of the documents presented to it by the Department or other unit that made the initial recommendation, by the school, by the nonconcurring administrator and by the Executive Committee of the Faculty Senate. The Review Committee may also seek additional information or presentations from the candidate or the recognized parties to the dispute.

The **only** standard for review shall be whether compelling reasons exist for the nonconcurrence with the recommendation of the initiating faculty unit.

The Review Committee shall render a decision by secret ballot no later than 60 days from the date it first receives the case unless the recognized parties agree to an extension. No extension shall exceed 60 days. The decision shall be by a simple majority vote.

The University Review Committee shall advise the President of its decision. If the University Review Committee sustains the Vice President's nonconcurrence, the denial of the recommendation shall be reported to the President. If the University Review Committee determines there are no compelling reasons to overturn the originating unit's recommendation, then its decision shall be transmitted by the President to the Board of Trustees for approval, except in cases of extraordinary financial exigency or termination of an academic program, as defined in Section V.C.2.3. of the 1986 Edition of the Faculty Code, as amended.

A RESOLUTION OF APPRECIATION (93/10)

WHEREAS, Victor H. Cohn will retire in June after 33 years of service to the Medical School and to the University; and

WHEREAS, Victor H. Cohn will be leaving his position as a member of the Faculty Senate due to his retirement as an active faculty member; NOW THEREFORE

BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

That the following citation be issued:

In recognition of 33 years of active faculty service to The George Washington University and its School of Medicine and Health Sciences, and in recognition of his scientific contributions to this field; and

In recognition of his teaching of students and graduate students and his support of student rights and responsibilities; and

In recognition of his continuing strong vocal support of faculty rights, marked by his membership on the Professional Ethics and Academic Freedom Committee for 10 years and its Chair for 2 years, and by his membership on the Dispute Resolution Committee for 8 years and its Chair for 3 years; and

In recognition of his membership in the Medical School Faculty Senate for many years and his membership in the University Faculty Senate from 1978-80, 1987-89, and 1992-94; NOW THEREFORE

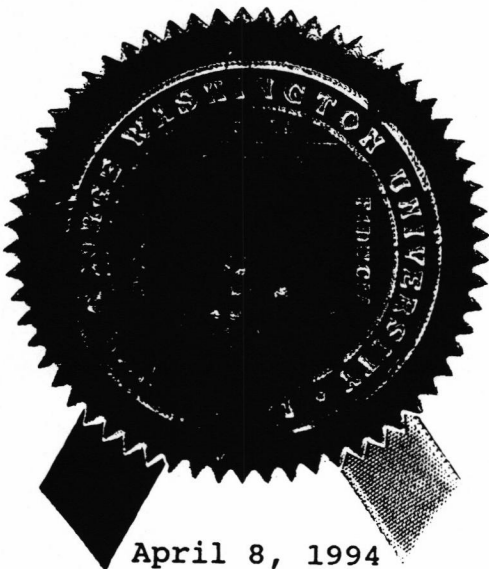
THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

CITES

PROFESSOR VICTOR H. COHN

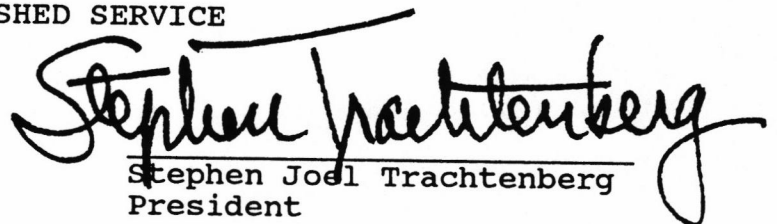
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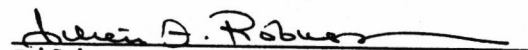
DISTINGUISHED SERVICE



April 8, 1994

Adopted by acclamation 4/8/94


Stephen Joel Trachtenberg
President


Lilien F. Robinson
Chair, Executive Committee

MISSION STATEMENT OF THE JOINT COMMITTEE OF FACULTY AND STUDENTS

The Joint Committee of Faculty and Students was created as an instrument of the two policy-formulating bodies, the Faculty Senate and the Student Association. The Joint Committee has a student co-chair and a faculty co-chair.

The general charge to the committee is to: 1)facilitate all efforts to improve student-faculty relations; 2)encourage student recommendations in all areas of Faculty Senate policy-formulation which affect student life; 3)recommend changes in "The Guide to Student Rights and Responsibilities."

The Committee exercises specific advisory powers in matters which the committee may decide are important to the University Committee. It makes it recommendations in the form of resolutions conveyed to the Faculty Senate, the Student Association, the Vice President of Student and Academic Support Services, the President, or any other appropriate body.

The Committee serves both the Faculty Senate and the Student Association by studying any matters or resolutions referred to it by either group. With respect to such matters or resolutions it makes recommendations and reports to the Faculty Senate in accordance with its bylaws and relevant provisions of the Faculty Organization Plan. It makes recommendations and reports to the Student Association in accordance with its Constitution and bylaws.

Joint Committee of Faculty and Students
February 25, 1994

**REPORT OF THE EXECUTIVE COMMITTEE
APRIL 8, 1994
PROFESSOR LILLEN F. ROBINSON, CHAIR**

NONCONCURRENCE

The Executive Committee has received an administrative nonconcurrence for promotion and tenure in the Arts and Sciences. The Executive Committee will proceed in accordance with the Faculty Code.

MISSION STATEMENT OF THE JOINT COMMITTEE OF FACULTY AND STUDENTS

A Mission Statement was recently approved by the Joint Committee of Faculty and Students and forwarded to the Executive Committee. The Mission Statement is attached.

MAY SENATE MEETING

The May Senate meeting marks the beginning of the new Senate Session (1994-95). Please note that this meeting will be held on Thursday, May 5, 1994, in Lisner Hall 603, at 2:10 p.m.

Election of Chairs and members of Senate Standing Committees for the 1994-95 Session will take place at the May meeting. Also, Annual Reports from the Senate Standing Committees for the present Session will be received at that time. Chairs are requested to note any continuing business which would be a matter for next year's committees. Those Senate members who are not returning as Chairs are asked to pass on their Committee files to the new Chairs.

ANNOUNCEMENTS

The Joint Executive Committees of the 1993-94 and 1994-95 Sessions will meet on April 22nd to nominate the new Chairs and members of the Senate Standing Committees and to set the agenda for the May 5th Senate meeting.

I would like very much to thank all of the members of the Senate and the members of the Executive Committee who have expended so many long, arduous hours on behalf of the University. I appreciate the help and guidance that the Executive Committee and the Senate have given me and it has been a great pleasure to work with all of you. I hope that our next session will be a productive one. I would also like to thank Doris Trone and Jacqueline Washington, Faculty Senate Office Staff, for their help and assistance.

THE GEORGE WASHINGTON UNIVERSITY
WASHINGTON, DC
20052

The Faculty Senate

March 28, 1994

The Faculty Senate will meet on Friday, April 8, 1994, at 2:10 p.m., in Lisner Hall 603.

AGENDA

1. Call to order
2. Short recess for the purpose of having a group photograph taken of the 1993-94 Faculty Senate
3. Approval of the minutes of the regular meeting of March 11, 1994
4.
 - (a) A RESOLUTION TO CHANGE THE NAME AND SCOPE OF THE STANDING SENATE COMMITTEE ON ADMISSIONS POLICY AND STUDENT FINANCIAL AID (93/7); Professor John H. Carson, Chair, Committee on Admissions Policy and Student Financial Aid (Resolution 93/7 attached)
 - (b) A RESOLUTION ON THE FACULTY SENATE'S SUPPORT FOR THE GWU GREEN MODEL UNIVERSITY TASK FORCE (93/8); Professor Ernest J. Englander, Chair, Physical Facilities (Resolution 93/8 attached)
 - (c) A RESOLUTION ON ALTERNATIVE APPEAL PROCESS FOR ADMINISTRATIVE NONCONCURRENCES (Resolution to be distributed for vote by Senate at its April 8th meeting)
5. Introduction of resolutions
6. General Business:
 - (a) Nomination for election of the Executive Committee for the 1994-95 Session; Report of the Nominating Committee; Professor Victor H. Cohn, Chair
 - (b) Nomination for election of five faculty members and Chair to the Dispute Resolution Committee (nominations to be made)
 - (c) Nomination for appointment by the President to various Administrative Committees (nominations to be made)
 - (d) Report of the Executive Committee: Professor Lilien F. Robinson, Chair
 - (e) Annual Reports of Senate Standing Committees (due on or before May Senate meeting)
7. Brief Statements (and Questions)
8. Adjournment



J. Matthew Gaglione
Secretary

[Any inquiries about this resolution should be directed to Professor John H. Carson, Chair of Admissions Policy and Student Financial Aid 994-8246]

A RESOLUTION TO CHANGE THE NAME AND SCOPE OF THE STANDING SENATE COMMITTEE ON ADMISSIONS POLICY AND STUDENT FINANCIAL AID (93/7)

WHEREAS, the overall concern of an admissions policy and financial aid policy is to support the University in meeting its enrollment goals; and

WHEREAS, admissions policy, student financial aid, and enrollment are clearly interrelated and the University itself has consolidated these activities under the title of Enrollment Management; NOW THEREFORE

BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

- (1) That the mission of the Admissions Policy and Student Financial Aid Senate Standing committee be extended to examine issues of enrollment and enrollment management; and
- (2) That the committee's name be changed to the "Committee on Admissions Policy, Student Financial Aid, and Enrollment Management."

Committee on Admissions Policy and Student Financial Aid
March 24, 1994

[Any inquiries about this resolution should be directed to Professor Ernest J. Englander, Chair of Physical Facilities 994-8203]

A RESOLUTION ON THE FACULTY SENATE'S SUPPORT FOR THE GWU GREEN MODEL UNIVERSITY TASK FORCE (93/8)

WHEREAS, a number of interested faculty, students, staff, and administrators from across the University have voluntarily formed a Green Model University Task Force; and

WHEREAS, this Task Force is exploring options for increasing the University's environmental sensitivity in the areas of teaching, research, campus infrastructure, and community relationships; and

WHEREAS, the Task Force is committed to supporting options which when further developed and implemented will at least be cumulatively "budget-neutral;" NOW THEREFORE

BE IT RESOLVED BY THE FACULTY SENATE OF THE GEORGE WASHINGTON UNIVERSITY

That the Faculty Senate declares its support for the efforts and activities of the Green Model University Task Force and encourages the Task Force to provide information to the Faculty Senate on its plans and progress.

Committee on Physical Facilities
March 4, 1994

My inquiries have been made of the various agencies in the
Department of the Interior, Office of Indian Affairs.

I am writing you for the purpose of asking you to send me
some information about the same.

There is a number of persons in the Department of the Interior
who are interested in the same and who are asking me to
send them some information about the same.

They are asking me to send them some information about the same
and I am writing you for the purpose of asking you to send me
some information about the same.

They are asking me to send them some information about the same
and I am writing you for the purpose of asking you to send me
some information about the same.

They are asking me to send them some information about the same
and I am writing you for the purpose of asking you to send me
some information about the same.

They are asking me to send them some information about the same
and I am writing you for the purpose of asking you to send me
some information about the same.

Very truly yours,
John D. Smith